

ORIGINAL

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A LAW CORPORATION

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FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

JAN 12 2006

at 2 o'clock and 31 min. PM  
SUE BEITIA, CLERK

Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

WENDELL TANGARO,	)	CIVIL NO. 03-00211 JMS/LEK
	)	
Plaintiff,	)	NOTICE OF HEARING;
	)	PLAINTIFF'S MOTION TO
vs.	)	CONTINUE TRIAL AND TO EXTEND
	)	DISCOVERY CUT-OFF DATE;
JOSEPH BOTELHO, COUNTY OF	)	AFFIDAVIT OF ERIC A. SEITZ;
HAWAII, AND JOHN DOES 1-10,	)	EXHIBIT A; CERTIFICATE OF
	)	SERVICE
Defendants.	)	
	)	<u>Hearing:</u>
	)	Date: _____
	)	Time: _____
	)	Judge: _____
	)	
	)	
	)	
	)	(Trial: March 7, 2006)

NOTICE OF HEARING

TO: HARRY FREITAS, ESQ.  
Deputy Corporation Counsel  
County of Hawai'i  
Hilo Lagoon Centre  
101 Aupuni Street, Suite 325  
Hilo, Hawai'i 96720

Attorney for Defendants  
Joseph Botelho and County of Hawai'i

PLEASE TAKE NOTICE that the attached motion will be

presented to the Honorable \_\_\_\_\_, United States District Judge, in the U.S. Courthouse, 300 Ala Moana Blvd., Honolulu, Hawaii, on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, 2006 at \_\_\_\_\_ or as soon thereafter as counsel may be heard.

DATED: Honolulu, Hawaii, January 12, 2006.

A handwritten signature in dark ink, appearing to read 'E.A. Seitz', written over a horizontal line.

ERIC A. SEITZ  
LAWRENCE I. KAWASAKI

Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAI'I

WENDELL TANGARO,	)	CIVIL NO. 03-00211 JMS/LEK
	)	
Plaintiff,	)	PLAINTIFF'S MOTION TO
	)	CONTINUE TRIAL AND TO EXTEND
vs.	)	DISCOVERY CUT-OFF DATE
	)	
JOSEPH BOTELHO, COUNTY OF	)	
HAWAI'I, AND JOHN DOES 1-10,	)	
	)	
Defendants.	)	
_____	)	

PLAINTIFFS' MOTION TO CONTINUE TRIAL AND  
TO EXTEND DISCOVERY CUT-OFF DATE

Plaintiff, WENDELL TANGARO (hereinafter "Plaintiff"), by and through his undersigned attorneys, hereby moves the Court for an Order continuing the trial in this matter from the week of March 7, 2006 to the week of August 28, 2006 and to extend the discovery cut-off date to June 28, 2006.

This motion is brought pursuant to Rule 7, Federal Rules of Civil Procedure, and Rules 6.2, 7.1, and 40.4, Local Rules of Practice for the U.S. District Court for the District of Hawaii, inter alia, and is based upon the attached affidavit of counsel and exhibits, and the records and files herein.

DATED: Honolulu, Hawai'i, January 12, 2006.



ERIC A. SEITZ  
LAWRENCE I. KAWASAKI

Attorneys for Plaintiff